

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, NOVEMBER 4 AND 5, 2013
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 ‘C’ STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULTS OF THE CLOSED SESSION MEETING

Only items that can be disclosed are reported out in the Open Session of the regular City Council meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Assistant City Attorney Mary Jo Lanza fame reports the results of the Closed Session meeting of November 4-5, 2013, as follows:

CLOSED SESSION MEETING FOR MONDAY, NOVEMBER 4, 2013

(Closed Session Items were heard on Tuesday, November 5, 2013.)

CLOSED SESSION MEETING FOR TUESDAY, NOVEMBER 5, 2013, AT 9:00 A.M.

ROLL CALL:

Present: Council President Gloria, Council President Pro Tem Lightner, and Councilmembers Faulconer, Cole, Kersey, Zapf, Sherman, Alvarez, and Emerald.

Absent: None.

CLOSED SESSION ITEMS:

Conference with Legal Counsel – existing litigation, pursuant to California Government Code section 54956.9(d)(1):

CS-1 *Scottsdale Insurance v. City of San Diego*

San Diego Superior Court Case No. 37-2008-00083941-CU-IC-CTL

DCA Assigned: K. Steinman

Report: Nothing to report.

Conference with Legal Counsel - anticipated litigation - initiation of litigation, pursuant to California Government Code section 54956.9(d)(4):

CS-2 Number of Cases: One

DCA Assigned: K. Steinman

Motion: Intervene in litigation.

Moved: Council President Pro Tem Lightner, District 1

Seconded: Councilmember Emerald, District 9

Vote: Passed unanimously 9 to 0.

Report: This item was reported out by Assistant City Attorney Mary Jo Lanza fame on Tuesday, November 5, 2013, at 5:33 p.m.

Today, in Closed Session, the City Council took the following action:

The City Council voted on Closed Session Item Number Two to intervene in litigation. Once intervention is formally commenced, the action, the defendants, and other particulars will be disclosed to any person upon inquiry unless to do so would jeopardize effective service of process or settlement negotiations.

Conference with Legal Counsel – significant exposure to litigation – claim matter, pursuant to California Government Code section 54956.9(d)(2):

CS-3 Pre-Litigation Claim: CBS Radio

Claim No. 6612

DCA Assigned: C. Taylor

Report: Nothing to report.

CS-4 San Diego Regional Water Quality Control Board Notice of Violation

Violation No. R9-2010-0135

DCA Assigned: H. Stroud

Report: Nothing to report.

REPORTED BY: /s/ Mary Jo Lanza fame

Mary Jo Lanza fame
Assistant City Attorney